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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

v.

17 URIEL LIRA-CABRERA,

18 Defendant.

19 Case No. 2:20-cr-00061-APG-VCF

20 **STIPULATION TO CONTINUE THE  
 21 WAIVER OF INDICTMENT, FILING  
 22 OF AN INFORMATION AND  
 23 ARRAIGNMENT AND PLEA  
 24 HEARING**  
 25 (First Request)

26 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A. Trutanich, United States Attorney, and Jared Grimmer, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Raquel Lazo, Assistant Federal Public Defender, counsel for Uriel Lira-Cabrera, that the waiver of indictment, filing of an information and arraignment and plea hearing currently scheduled on April 22, 2020 at 9:30 am, be vacated and continued to a date and time convenient to the Court, but no sooner than sixty (60) days.

This Stipulation is entered into for the following reasons:

1. On March 19, 2020, the Chief Judge of the U.S. District Court for the District of Nevada issued Temporary General Order 2020-04 which noted that “the COVID-19

1 pandemic has continued to spread,” resulting in the need for “more aggressive social-distancing  
2 measures.” The Court noted further that, “[o]n March 17, 2020, the Governor of the State of  
3 Nevada ordered the closure of many business establishments and strongly encouraged all  
4 citizens to stay home.” Accordingly, the Court ordered the temporary closure of the Clerk’s  
5 office, and implemented other changes, including “striving to eliminate in-person court  
6 appearances.” In the event any hearing must go forward, the Court will conduct the hearing via  
7 video or teleconference. The Court will vacate or amend GO 2020-04 no later than April 30,  
8 2020.

9       2. On March 30, 2020, the Chief Judge of the U.S. District Court for the District  
10 of Nevada issued Temporary General Order 2020-05 finding that felony pleas and sentencing  
11 “cannot be conducted in person in this district without seriously jeopardizing public health  
12 and safety.” The Court further found that if a judge finds that a felony sentencing cannot be  
13 further delayed without serious harm to the interests of justice, the judge may, with  
14 defendant’s consent after consultation with counsel, use video conferencing.

15       3. Mr. Lira-Cabrera is currently incarcerated. Although he consents to  
16 proceeding via video conferencing, at this time and given the facts of this case, defense  
17 counsel cannot articulate specific reasons why the case cannot be further delayed “without  
18 serious harm to the interests of justice.”

19       4. The parties agree to the continuance. Defense counsel has spoken to Mr. Lira-  
20 Cabrera, and he agrees to a continuance of 60 days.

21       5. Additionally, denial of this request for continuance could result in a  
22 miscarriage of justice.

23       This is the first request for continuance filed herein.

1 DATED this 3<sup>rd</sup> day of April, 2020.  
2

3 RENE L. VALLADARES  
4 Federal Public Defender

5 */s Raquel Lazo*  
6 By \_\_\_\_\_  
7 RAQUEL LAZO  
8 Assistant Federal Public Defender

9 NICHOLAS A. TRUTANICH  
10 United States Attorney

11 */s/ Jared Grimmer*  
12 By \_\_\_\_\_  
13 JARED GRIMMER  
14 Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
URIEL LIRA-CABRERA,  
Defendant.

Case No. 2:20-cr-00061-APG-VCF

## **ORDER**

V.

URIEL LIRA-CABRERA,  
Defendant.

IT IS THEREFORE ORDERED that the the waiver of indictment, filing of an information and arraignment and plea hearing currently scheduled on April 22, 2020 at the hour of 9:30 a.m., be vacated and continued to June 23, 2020 at the hour of 10:00 a.m., Courtroom 6C. DATED this 6th day of April, 2020.

UNITED STATES DISTRICT JUDGE